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*Attorneys for Appellants Susanne Stone Marshall, Adele Fox, Marsha Peshkin, and Russell Oasis, Individually and on behalf of a class of similarly situated Plaintiffs*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

SUSANNE STONE MARSHALL, ADELE FOX,  
MARSHA PESHKIN, and RUSSELL OASIS,

Plaintiffs/Appellants,

v.

CAPITAL GROWTH COMPANY; DECISIONS,  
INC.; FAVORITE FUNDS; JA PRIMARY LIMITED  
PARTNERSHIP; JA SPECIAL LIMITED  
PARTNERSHIP; JAB PARTNERSHIP; JEMW  
PARTNERSHIP; JF PARTNERSHIP; JFM  
INVESTMENT COMPANIES; JLN PARTNERSHIP;  
JMP LIMITED PARTNERSHIP; JEFFRY M.

Adv. Pro. No. 15-01293 (SMB)

Case No: 1-17-cv-02230 (VSB)

PICOWER SPECIAL COMPANY; JEFFRY M. PICOWER, P.C.; THE PICOWER FOUNDATION; THE PICOWER INSTITUTE OF MEDICAL RESEARCH; THE TRUST F/B/O GABRIELLE H. PICOWER; BARBARA PICOWER, individually, and as Executor of the Estate of Jeffry M. Picower, and as Trustee for the Picower Foundation and for the Trust f/b/o Gabrielle H. Picower; and IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC,

Defendants/Appellees.

**NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE  
SECOND CIRCUIT**

PLEASE TAKE NOTICE that Plaintiffs/Appellants, Susanne Stone Marshall, Adele Fox, Marsha Peshkin, and Russell Oasis, appeal as of right to the United States Court of Appeals for the Second Circuit from the final judgment of the District Court for the Southern District of New York (Hon. Vernon S. Broderick), entered in this case on the 20<sup>th</sup> day of March, 2019, from which the Court's Opinion and Order dated the 19<sup>th</sup> day of March, 2019 (Doc. Nos. 36 and 35, respectively) affirmed the Decision of the United States Bankruptcy Court for the Southern District of New York (Hon. Stuart M. Bernstein) entered in the above-referenced proceeding dated the 7<sup>th</sup> day of March, 2017 denying Plaintiffs' motion for declaratory judgment and dismissing Plaintiffs'/Appellants' complaint (Doc. No. 49).

The parties to the judgment appealed from and the names and addresses of their respective attorneys are as follows:

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JA Primary Limited Partnership; JA Special Limited Partnership; JAB Partnership; JEMW  
Partnership; JF Partnership; JFM Investment Companies; JLN Partnership; JMP Limited  
Partnership; Jeffrey M. Picower Special Company; Jeffrey M. Picower, P.C.; The Picower  
Foundation; The Picower Institute of Medical Research; The Trust F/B/O Gabrielle H. Picower;  
Barbara Picower, individually, and as Executor of the Estate of Jeffrey M. Picower, and as  
Trustee for the Picower Foundation and for the Trust f/b/o Gabrielle H. Picower*

Dated: April 15, 2019

**CHAITMAN LLP**

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